

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

ANGELA VENISE SCRUGGS
Petitioner,

v.

DEBRA JOHNSON, WARDEN
Respondent.

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No. 3:13-0056
Judge Trauger

O R D E R

The Court has before it a *pro se* prisoner petition (Docket Entry No.1) under 28 U.S.C. § 2254, for writ of habeas corpus.

The petitioner is an inmate at the Tennessee Prison for Women in Nashville. She brings this action against Debra Johnson, Warden of the facility, challenging the legality of an aggravated child abuse conviction entered against her in Bedford County.¹

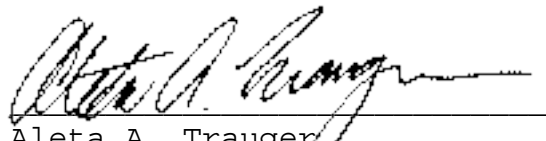
Under 28 U.S.C. § 2241(d), a habeas petitioner may file in either the judicial district where she was convicted or the judicial district where she is currently incarcerated. Therefore, venue for this action is proper in both the Eastern and Middle Districts of Tennessee. However, a petitioner's place of confinement may change from time to time while the district of her conviction will remain constant. For this reason, it has been the

¹ Bedford County lies within the Eastern District of Tennessee, Winchester Division. 28 U.S.C. § 123(a)(4).

consistent practice in the federal courts of Tennessee to transfer habeas petitions to the judicial district in which the convicting court is located.

In this case, it appears that the Eastern District is the situs of the petitioner's conviction. Accordingly, the Clerk will TRANSFER this action to the United States District Court for the Eastern District of Tennessee, Winchester Division at Winchester, Tennessee. 28 U.S.C. § 1404(a).

It is so ORDERED.



Aleta A. Trauger
United States District Judge